

## Message Text

LIMITED OFFICIAL USE

PAGE 01 LONDON 09341 141738Z

44

ACTION L-03

INFO OCT-01 EUR-25 ADP-00 IO-13 CAB-09 CIAE-00 COME-00

DODE-00 EB-11 INR-10 NSAE-00 RSC-01 FAA-00 DOTE-00

PM-07 H-03 NSC-10 PA-03 PRS-01 SS-15 USIA-15 NEA-10

SCA-01 SY-10 USSS-00 RSR-01 /149 W

----- 084954

P 141705Z AUG 73

FM AMEMBASSY LONDON

TO SECSTATE WASHDC PRIORITY 3312

LIMITED OFFICIAL USE LONDON 9341

E.O. 11652: N/A

TAGS: PINS, PFOR, ETRN, UK

SUBJ: CIVAIR - ICAO EXTRAORDINARY ASSEMBLY/DIPLOMATIC  
CONFERENCE, ROME

REF: STATE 158148

1. UK HAS NOT YET CONFIRMED AUGUST 16-17 FOR BILATERAL TALKS IN WASHINGTON ON ROME MEETINGS. UK DEFINITELY WANTS TALKS AND ARE AGREEABLE TO FLEXIBLE AGENDA WE HAVE SUGGESTED (REFTEL) BUT THE ARE HAVING SOME PROBLEMS WITH AVAILABILITY OF KEY OFFICIALS. GEORGE ROGERS (DTI) IN PARTICULAR, WHO IS VERY KEEN TO ATTEND BUT WHOSE SCHEDULE THIS WEEK HEAVILY COMMITTED. WE MENTIONED TO UK OFFICIALS ALTERNATIVE POSSIBILITY OF AUGST 20-21 AND THEY HAVE NOT YET RULED OUT LATTER DATES. WE SHOULD KNOW BY AUGUST 15 UK PLANS AND COMPOSITION OF TEAM FOR WASHINGTON VISIT.

2. EMBOFF RECENTLY TALKED WITH ROGERS AND ARNOLD KEAN (CAA) ABOUT ROME MEETINGS. WHEN WE SAW ROGERS ON AUGUST 13, HE EXPRESSED VIEW THAT ISRAELI INCIDENT INVOLVING LEBANESE AIRLINER HAD CHANGED ENTIRE COMPLEXION OF FORTHCOMING ASSEMBLY/CONFERENCE. FULL IMPLICATIONS  
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 LONDON 09341 141738Z

FOR ROME MEETINGS NOT YET FULLY ASSESSED BY UK BUT HE

THOUGHT EXCHANGE OF VIEWS ON THIS IN WASHINGTON WOULD BE VERY USEFUL. ON OTHER ASPECTS OF ROME MEETINGS, ROGERS SAID HE FULLY UNDERSTOOD AND ACCEPTED NEED TO DEVELOP A CONSENSUS AMONG MAJOR COUNTRIES AT OUTSET OF MEETINGS AND SAID HE HAS BEEN STRIVING TO BRING OTHERS IN UKG AROUND TO THIS POINT OF VIEW. HE CLAIMED IT LARGELY HIS EFFORTS THAT BROUGHT ABOUT UK REQUEST FOR FURTHER ROUND OF TALKS WITH US. WE RAISED WITH HIM AGAIN OUR OBJECTIONS TO UK/FRENCH RULE 20 PROPOSAL. HE UNDERSTANDS AND IS SYMPATHETIC WITH OUR CONCERNS. HE SAID HE WANTS USG TO KNOW THAT UK HAD COMMITTED ITSELF TO JOINT PROPOSAL WITH FRENCH BEFORE HE HAD FOCUSED ON ROME MEETINGS AND, NOW COMMITTED, UK UNABLE TO WITHDRAW FROM PROPOSAL. EXTENT TO WHICH UK WILL LEND SUPPORT TO PROPOSAL AT CONFERENCE, HOWEVER, IS MATTER WHICH HE IS ANXIOUS TO EXPLORE DURING WASHINGTON TALKS.

3. KEAN UNLIKELY TO ATTEND WASHINGTON CONSULTATIONS BECAUSE OF PRESSURE OF OTHER BUSINESS BUT HE WOULD WELCOME OPPORTUNITY MEET WITH ROUNTREE/HUFFMAN IN ROME BEFORE MEETINGS BEGIN. HE INDICATED UK NOW ATTRACTED, AS POSSIBLE FALL-BACK POSITION IF INDEPENDENT CONVENTION IDEA FAILS, TO PROPOSAL OF PROF. BIN CHENG TO HAVE ASSEMBLY ADOPT INTERPRETIVE RESOLUTION TO EFFECT THAT (A) HIJACKED AIRCRAFT, PASSENGERS AND CREW ARE ENTITLED TO ASSISTANCE WHICH EVERY ICAO MEMBER BOUND TO GIVE TO AIRCRAFT IN DISTRESS UNDER ARTICLE 25 OF CHICAGO CONVENTION AND (B) FAILURE OF A MEMBER STATE TO PROSECUTE OR EXTRADITE HIJACKER OR AIR SABOTEUR CONSTITUTES A THREAT TO SAFETY OF INTERNATIONAL CIVIL AVIATION AND BREACH OF CHICAGO CONVENTION. UNDER THIS PROPOSAL, ASSEMBLY COULD ALSO INSTRUCT ICAO COUNCIL TO ADOPT NEW ANNEXES TO CONVENTION TO DETAIL MEMBER STATES OBLIGATIONS WITH RESPECT TO AIRCRAFT IN DISTRESS AND TREATMENT OF HIJACKERS/SABOTEURS. BIN CHENG FLESHES OUT ARGUMENTS FOR HIS PROPOSAL IN ARTICLE APPEARING IN "AERONAUTICAL JOURNAL" FOR JULY 1973. (COPY POUCHED TO HUFFMAN, L/UN). KEAN REGARDS INTERPRETIVE RESOLUTION AS POSSIBLE INTERIM MEASURE UNTIL SUFFICIENT NUMBER OF STATES RATIFY TO BRING INTO FORCE MORE EXPLICIT AMENDMENTS TO CHICAGO CONVENTION LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 LONDON 09341 141738Z

PROPOSED BY US/SWISS/FRENCH.

SOHM

LIMITED OFFICIAL USE

NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** n/a  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 14 AUG 1973  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** golinofr  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1973LONDON09341  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Film Number:** n/a  
**From:** LONDON  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1973/newtext/t19730839/aaaabcnr.tel  
**Line Count:** 110  
**Locator:** TEXT ON-LINE  
**Office:** ACTION L  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 3  
**Previous Channel Indicators:**  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** STATE 158148  
**Review Action:** RELEASED, APPROVED  
**Review Authority:** golinofr  
**Review Comment:** n/a  
**Review Content Flags:**  
**Review Date:** 06 DEC 2001  
**Review Event:**  
**Review Exemptions:** n/a  
**Review History:** WITHDRAWN <13-Jul-2001 by worrelsw, 3.4.X6>; RELEASED <06-Dec-2001 by golinofr>; APPROVED <10-Dec-2001 by golinofr>  
**Review Markings:**

Declassified/Released  
US Department of State  
EO Systematic Review  
30 JUN 2005

**Review Media Identifier:**  
**Review Referrals:** n/a  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** CIVAIR - ICAO EXTRAORDINARY ASSEMBLY/DIPLOMATIC CONFERENCE, ROME  
**TAGS:** PINS, PFOR, ETRN, UK  
**To:** STATE  
**Type:** TE  
**Markings:** Declassified/Released US Department of State EO Systematic Review 30 JUN 2005